

DFA - ALCOHOLIC BEVERAGE CONTROL ADMINISTRATION (0611)

FISCAL YEAR 2018

AS ENACTED BY ACTS 679 AND 906 of 2017

I) AGENCY SUMMARY & REVENUE SOURCES

MISSION

The Alcoholic Beverage Control Administration Division supervises, regulates and controls the manufacture, transportation, dispensing, sale and consumption of alcoholic beverages and medical marijuana in the State of Arkansas. The Division, through the Director and with the approval of the Alcoholic Beverage Control Board and Medical Marijuana Commission, receives applications for and issues or refuses to issue, suspends and revokes licenses to manufacturers, processors, distributors, wholesalers, retailers and transporters of alcoholic beverages and medical marijuana. The Division also promulgates rules and regulations necessary to carry out the intents and purposes of the Alcoholic Beverage Control Acts, and conducts hearings on cancellations, suspensions or revocations of permits and on all applications for private club permits.

TOTAL APPROPRIATION

The total appropriation of the Alcoholic Beverage Control Administration Division for FY2018 is \$5,338,706.

FUNDING SOURCES

The appropriations for this agency are funded with general revenue, special revenue from registration fees paid, cash funds and the Medical Marijuana Commission Fund.

II) CHANGE LEVEL REQUESTS

STATE OPERATIONS (APPROPRIATION 261)

This appropriation supports agency personnel and operations expenses. The agency is requesting to transfer an E038C Education and Instruction Analyst, Grade C118, to the ABC Enforcement Division to be utilized as an X085C DFA ABC Enforcement Officer, Grade C118. The agency request also adds three positions to deal with Medical Marijuana regulations and implementation, including one G047C Attorney Specialist, Grade C126, one Administrative Analyst, Grade C115 and one Legal Support Specialist, Grade C113. The line item changes include the following:

-Regular Salaries increases \$116,111 due to the additional positions needed to oversee the new Agency responsibilities related to enforcing new state laws and regulations created for the Arkansas Medical Marijuana Amendment (AMMA).

-Extra Help increases \$3,400 to support an additional position needed for Agency AMMA responsibilities and enforcement.

-Personal Services Matching increases \$50,884 to match the increases in Regular Salaries.

-Operating Expenses increases by \$10,500 to allow for additional agency responsibilities required for enforcing laws and regulations created by the AMMA along with per diem costs for the DFA - Medical Marijuana Commission.

-Professional Fees increases \$50,000 to allow for Agency travel for

purposes of learning from other states' administration of medical marijuana laws and regulations .

DEPARTMENT OF FINANCE AND ADMINISTRATION - MEDICAL MARIJUANA COMMISSION - STATE OPERATIONS

This appropriation is funded by the Medical Marijuana Commission fund and supports agency personnel and operations expenses. The agency is requesting five (5) new full-time positions including one Medical Marijuana Commission Director, GS13, one Attorney Specialist, GS11, one Administrative Analyst, GS07 and two Administrative Specialists, GS04. The agency is also requesting two (2) extra help positions. This appropriation totals \$4,017,914 for FY2018 and includes the following new appropriations:

- Regular Salaries totals \$287,433 to provide for the five (5) full-time authorized positions created for the Agency.
- Extra help totals \$10,000 to provide for the two (2) extra help positions created for the Agency.
- Personal Services Matching totals \$80,481 to match the amount provided in Regular Salaries.
- Operating Expenses totals \$100,000 to provide for Agency requirements in creating and regulating rules and Agencies responsible for the AMMA.
- Conference and Travel totals \$30,000 to allow the Agency to confer with other states over how to work with the new AMMA.
- Capital Outlay totals \$10,000 to support Agency responsibilities in supporting requirements of AMMA.
- Refunds/Reimbursements totals \$1,500,000 to allow the Commission to reimburse state agency expenses from regulating and enforcing the AMMA.
- Contingency totals \$2,000,000 to provide for any additional expenses incurred by the Agency in regulating and enforcing the AMMA.

III) ADDITIONAL POSITIONS

Total Positions for FY2018: 19
Increase / (Decrease) from Base Level: 7
Extra Help Positions FY2018-2019: 4 (Total FY2017 Authorized Extra Help: 1)

IV) SPECIAL LANGUAGE

***NEW LANGUAGE* CONTINGENCY APPROPRIATION TRANSFER AUTHORITY:** The Chief Fiscal Officer of the State shall transfer appropriation as needed from the Contingency appropriation to Alcohol Beverage Control, the Department of Health, or any other state agency incurring expenses related to implementation, administration, or enforcement of the Arkansas Medical Marijuana Amendment of 2016.

***NEW LANGUAGE* FUND TRANSFER AUTHORITY:** The Chief Fiscal Officer of the State may transfer funds from the Arkansas Medical Marijuana Commission to various state agencies to fund the expenses for the implementation, administration, and/or enforcement of the Arkansas Medical Marijuana Amendment of 2016.